

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF INDIANA  
NEW ALBANY DIVISION

In re:	)	Chapter 11
	)	
EASTERN LIVESTOCK CO., LLC,	)	Case No. 10-93904-BHL-11
	)	
Debtor.	)	

---

**TRUSTEE'S MOTION FOR EXTENSION OF CLAIMS OBJECTION DEADLINE**

James A. Knauer, in his capacity as chapter 11 trustee ("Trustee") for Eastern Livestock Co., LLC ("Debtor"), respectfully requests that the Court extend the deadline for filing objections to the final allowed amount of claims in this chapter 11 case. In support of this motion (the "Motion"), the Trustee states:

1. The Court entered an order confirming the *Trustee's First Amended Chapter 11 Plan of Liquidation* [Dock. No. 1490] (the "Plan")<sup>1</sup> on December 17, 2012. The Plan became effective on December 20, 2012. See Dock. No. 1675.

2. Pursuant to the Plan, the deadline for filing claim objections is "the later of (a) one hundred twenty (120) days after the Effective Date and (b) within sixty (60) days after such Claim is deemed timely filed and served on counsel for the Trustee. The Trustee may request and the Court may order the extension of any Claims Objection Deadline." (Plan, p. 5).

3. Claim objections are therefore due on or before April 19, 2013. That date has not yet passed.

4. The Trustee has completed his review of all filed claims in this case and is filing claims objections contemporaneously with the filing of this Motion. However, those claim objections reserve the Trustee's rights to file objections to the final allowed amounts of certain

---

<sup>1</sup> Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Plan.

claims at a later date if the holders of those claims receive recoveries on their claims from sources outside those made available under the Plan.

5. For example, several creditors have received post-petition payments from a victims' restitution fund administered by the Kentucky Attorney General's Office that will reduce the final allowed amount of such creditor's claims against Debtor's estate. The Trustee believes that the Kentucky Attorney General's Office intends to make one final distribution from the victims' restitution fund in April of 2013, which distributions will reduce the recipients' claims against Debtor's estate. However, the exact reduction is not yet known.

6. Debtor's GIPSA bond is a further example of non-estate funds that may be available to pay the claims of creditors. The Trustee has also been appointed as the trustee of the Debtor's GIPSA bond. The Trustee intends to distribute the proceeds of that bond to holders of allowed bond claims against Debtor's GIPSA bond pursuant to order of the United States District Court for the Southern District of Indiana. The bond distribution will reduce the final allowed amount of certain qualified claims against Debtor's estate.

7. After the final distributions of the bond proceeds and Kentucky victims' fund proceeds, the Trustee will file omnibus objections seeking to reduce the claims of those creditors who received distributions by the amount of the distribution received by each creditor.

8. Other third part recoveries may further reduce claims against the estate in addition to the two sources identified in paragraphs five and six above. The Trustee will endeavor to file motions requesting the allowance of claims in a final amount as soon as possible after all expected third party payments are finalized. However, the final amount of some claims may not be known until at or around the closing of this Chapter 11 Case.

WHEREFORE, the Trustee respectfully requests that the Court enter an order extending the deadline to object to the final allowed amount of claims until the closing of the Chapter 11 Case. The Trustee asks for all other just and appropriate relief.

Respectfully submitted,

FAEGRE BAKER DANIELS LLP

By: /s/ Dustin R. DeNeal

*Counsel for James A. Knauer, Chapter 11 Trustee*

Terry E. Hall (#22041-49)  
Kevin M. Toner (#11343-49)  
Harmony Mappes(#27237-49)  
Dustin R. DeNeal (#27535-49)  
300 N. Meridian Street, Suite 2700  
Indianapolis, IN 46204-1782  
Telephone: (317) 237-0300  
Facsimile: (317) 237-1000  
terry.hall@faegrebd.com  
kevin.toner@faegrebd.com  
harmony.mappes@faegrebd.com  
dustin.deneal@faegrebd.com

Wendy W. Ponader (#14633-49)  
Kayla Britton (#29177-06)  
600 East 96th Street, Suite 600  
Indianapolis, IN 46240  
Telephone: (317) 569-9600  
Facsimile: (317) 569-4800  
wendy.ponader@faegrebd.com  
kayla.britton@faegrebd.com

**CERTIFICATE OF SERVICE**

I hereby certify that on March 12, 2013, a copy of the foregoing pleading was filed electronically. Notice of this filing will be sent to the following parties through the Court's Electronic Case Filing System. Parties may access this filing through the Court's system.

David L. Abt  
davidabt@mwt.net

Mark A. Robinson  
mrobinson@vhlaw.com

Randall D. LaTour  
rdlatour@vorys.com

Daniel J. Donnellon  
ddonnellon@ficlaw.com

John W. Ames  
james@bgdlegal.com

Jeremy S Rogers  
Jeremy.Rogers@dinslaw.com

Meredith R. Thomas  
mthomas@daleeke.com

Charles R. Wharton  
Charles.R.Warton@usdoj.gov

David L. LeBas  
dlebas@namanhowell.com

Jessica E. Yates  
jyates@swlaw.com

Laura Day Delcotto  
ldelcotto@dlgfir.com

Ross A. Plourde  
ross.plourde@mcafeetaft.com

Todd J. Johnston  
tjohnston@mcjllp.com

Karen L. Lobring  
lobring@msn.com

Elliott D. Levin  
edl@rubin-levin.net

Sean T. White  
swhite@hooverhull.com

Michael W. McClain  
mike@kentuckytrial.com

James Edwin McGhee  
mcghee@derbycitylaw.com

Jerald I. Ancel  
jancel@taftlaw.com

David Alan Domina  
dad@dominalaw.com

C. R. Bowles, Jr  
cbowles@bgdlegal.com

Jeffrey R. Erler  
jeffe@bellnunnally.com

John R. Carr, III  
jrciii@acs-law.com

Stephen A. Weigand  
sweigand@ficlaw.com

Robert Hughes Foree  
robertforee@bellsouth.net

Ivana B. Shallcross  
ishallcross@bgdlegal.com

William Robert Meyer, II  
rmeyer@stites.com

James Bryan Johnston  
bjtexas59@hotmail.com

Judy Hamilton Morse  
judy.morse@crowedunlevy.com

John Huffaker  
john.huffaker@sprouselaw.com

Kelly Greene McConnell  
lisahughes@givenspursley.com

Walter Scott Newbern  
wsnewbern@msn.com

Timothy T. Pridmore  
tpridmore@mcjllp.com

Sandra D. Freeburger  
sfreeburger@dsf-atty.com

John M. Rogers  
johnr@rubin-levin.net

Jay P. Kennedy  
jpk@kgdlaw.com

William E Smith  
wsmith@k-glaw.com

Thomas C Scherer  
tscherer@bgdlegal.com

Jeffrey J. Graham  
jgraham@taftlaw.com

Kent A Britt  
kabritt@vorys.com

John Hunt Lovell  
john@lovel-law.net

Edward M King  
tking@fbtlaw.com

Bret S. Clement  
bclement@acs-law.com

John Frederick Massouh  
john.massouh@sprouselaw.com

Kim Martin Lewis  
kim.lewis@dinslaw.com

Deborah Caruso  
dcaruso@daleeke.com

Allen Morris  
amorris@stites.com

James T. Young  
james@rubin-levin.net

John M. Thompson  
john.thompson@crowedunlevy.com

Matthew J. Ochs  
kim.maynes@moyewwhite.com

T. Kent Barber  
kbarber@dlgfir.com

Kirk Crutcher  
kcrutcher@mcs-law.com

Theodore A Konstantinopoulos  
ndohbky@jbandr.com

Lisa Koch Bryant  
courtmail@fbhlaw.net

John David Hoover  
jdhoover@hooverhull.com

John R. Burns  
john.burns@faegrebd.com

Kayla D. Britton  
kayla.britton@faegrebd.com

David A. Laird  
david.laird@moyewwhite.com

Trevor L. Earl  
tearl@rwsvlaw.com

Joshua N. Stine  
kabritt@vorys.com

Jill Zengler Julian  
Jill.Julian@usdoj.gov

Michael Wayne Oyler  
moyler@rwsvlaw.com

James E. Rossow  
jim@rubin-levin.net

Steven A. Brehm  
sbrehm@bgdlegal.com

James M. Carr  
james.carr@faegrebd.com

Shawna M. Eikenberry  
shawna.eikenberry@faegrebd.com

James A. Knauer  
jak@kgirlaw.com

Christie A. Moore  
cm@gdm.com

Peter M. Gannott  
pgannott@gannottlaw.com

Joseph H. Rogers  
jrogers@millerdollarhide.com

Andrew D. Stosberg  
astosberg@lloydmc.com

Christopher M. Trapp  
ctrapp@rubin-levin.net

Jennifer Watt  
jwatt@kgirlaw.com

Jeffrey L. Hunter  
jeff.hunter@usdoj.gov

Jason W. Cottrell  
jwc@stuartlaw.com

James B. Lind  
jblind@vorys.com

Anthony G. Raluy  
traluy@fbhlaw.net

Jack S. Dawson  
jdawson@millerdollarhide.com

Terry E. Hall  
terry.hall@faegrebd.com

Erick P. Knoblock  
eknoblock@daleeke.com

Shiv Ghuman O'Neill  
shiv.oneill@faegrebd.com

Eric C. Redman  
ksmith@redmanludwig.com

James E. Smith  
jsmith@smithakins.com

Kevin M. Toner  
kevin.toner@faegrebd.com

Eric W. Richardson  
ewrichardson@vorys.com

Michael Benton Willey  
michael.willey@ag.tn.gov

Amelia Martin Adams  
aadams@dlgfir.com

Robert A. Bell  
rabell@vorys.com

Melissa S. Giberson  
msgiberson@vorys.com

U.S. Trustee  
ustpregion10.in.ecf@usdoj.gov

Dustin R. DeNeal  
dustin.deneal@faegrebd.com

Jay Jaffe  
jay.jaffe@faegrebd.com

Harmony A. Mappes  
harmony.mappes@faegrebd.com

Wendy W. Ponader  
wendy.ponader@faegrebd.com

Joe T. Roberts  
jratty@windstream.net

Robert K. Stanley  
robert.stanley@faegrebd.com

Andrea L. Wasson  
andrea@wassonthornhill.com

Joshua Elliott Clubb  
joshclubb@gmail.com

I further certify that on March 12, 2013, a copy of the foregoing pleading was served via electronic mail transmission on the following:

Ashley S. Rusher  
asr@blancolaw.com

Darla J. Gabbittas  
darla.gabbittas@moyewwhite.com

/s/ Dustin R. DeNeal